



House of Representatives

General Assembly

File No. 326

January Session, 2015

House Bill No. 6971

House of Representatives, March 31, 2015

The Committee on Public Safety and Security reported through REP. DARGAN of the 115th Dist., Chairperson of the Committee on the part of the House, that the bill ought to pass.

AN ACT CONCERNING THE USE OF A GLOBAL POSITIONING SYSTEM.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 53a-181e of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2015*):

3 (a) A person is guilty of stalking in the third degree when [he] such
4 person recklessly causes another person to reasonably fear for his or
5 her physical safety by wilfully and repeatedly following, either in
6 person or by means of an electronic device, or lying in wait for such
7 other person.

8 (b) Stalking in the third degree is a class B misdemeanor.

This act shall take effect as follows and shall amend the following sections:

| | | |
|-----------|------------------------|----------|
| Section 1 | <i>October 1, 2015</i> | 53a-181e |
|-----------|------------------------|----------|

PS

Joint Favorable

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note

State Impact:

| Agency Affected | Fund-Effect | FY 16 \$ | FY 17 \$ |
|-------------------------------|-----------------------------|-----------------|-----------------|
| Resources of the General Fund | GF - Potential Revenue Gain | Less than 5,000 | Less than 5,000 |

Note: GF=General Fund

Municipal Impact: None

Explanation

The bill includes stalking by an electronic device as a form of 3rd degree stalking and results in a potential revenue gain of less than \$5,000 annually beginning in FY 16. In FY 14 there were a total of 58 charges for 3rd degree stalking, 3 charges resulted in a conviction and 11 received a plea bargain. However no charges resulted in fine revenue.

The Out Years

The annualized ongoing fiscal impact identified above would continue into the future subject to inflation.

Sources: Judicial Department Offenses and Revenue Database

OLR Bill Analysis**HB 6971*****AN ACT CONCERNING THE USE OF A GLOBAL POSITIONING SYSTEM.*****SUMMARY:**

By law, a person commits 3rd degree stalking if he or she recklessly causes someone to reasonably fear for his or her physical safety by willfully and repeatedly following, or lying in wait for, him or her. This bill stipulates that the crime occurs whether the stalking is done in person or by means of an electronic device (e.g., global positioning system). Stalking in the 3rd degree is a class B misdemeanor punishable by imprisonment for up to six months, a fine of up to \$1,000, or both.

EFFECTIVE DATE: October 1, 2015

COMMITTEE ACTION

Public Safety and Security Committee

Joint Favorable

Yea 23 Nay 2 (03/17/2015)